



STATE OF ARKANSAS
TOWING & RECOVERY BOARD
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Vice –Chairperson
Zone 4 Non-Consent
Representative
(870) 265-2214

Arlon Hickman,
Treasurer
Citizen Representative
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Mary Thoma,
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Charles Bokker, Jr.
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Consent Only
Representative
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Ronnie Walker,
Consent Only
Representative
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Noel Foster
Citizen Representative
(870) 247-1414

MINUTES

July 22, 2009

The Arkansas Towing & Recovery Board convened on Wednesday, July 22, 2009 at 9:30 a.m. in the 2nd floor conference room of the Attorney General's Office at 323 Center Street, Little Rock, Arkansas. Chairperson Glenna Butler called the meeting to order with roll call. Chairperson Glenna Butler, Vice-Chairperson Wayne Edwards, Treasurer Noel Foster, and Members: E. L. Jacobs, Charles Bokker, Jr., Ronnie Walker, Avon Phillips Jr. and Tommy Brown, were in attendance. Board Director Cynthia Lauen, Clerical Assistant April Staggs, Board Investigator Gary Ashcraft, Board Consultant B.G. Hendrix, and Assistant Attorney General Don Barnes were also, present. Member, Mary Thoma, family illness, was not present.

Chairperson Butler welcomed new board member Tommy Brown, Citizen Representative. He replaced former board member, Arlon Hickman.

Chairperson Glenna Butler confirmed members had received the Minutes from the June 23, 2009, meeting with a Motion by Jacobs and a 2nd by Phillips, the Board voted 8-0-1 to accept the Minutes as written.

Director Lauen reported expenditures of \$ 52,276.64 and revenues of \$ 13,336.82 for a checkbook balance as of July 22, 2009 of \$ 88,215.10. A copy of the annual treasurer report for FY 2009 was included in the report. (Note: Copy Treasurers' Reports are filed with these Minutes).

Chairperson Glenna Butler welcomed guests.

On-Going Business

1. **Progress Report:** Clerical Assistant Staggs reported as of July 21, 2009: 47 non-consent safety licenses; 45 new, 50 1st renewal, and 50 2nd renewal non-consent permits; 17 consent safety licenses, 08 new, 13 1st renewal, 06 2nd renewal and 00 Trailer consent permits were issued, 18 walk-in applications, 05 applications with deficiencies, and 04 unprocessed applications. (Note copy of Clerical Report is filed with these Minutes).
2. **Complaints Report:** Board Investigator Ashcraft reported as of July 21, 2009: 17 telephone complaints, 14 written complaints, and 00 Notices of Non-renewal were sent. An estimated 67 pending complaint investigations, 03 pending complaint hearings, and 12 closed complaints. 00 Offer of Settlements were sent. The complaints were broken down into itemized categories on the report. (Note: copy of Complaint Report is filed with these minutes)
3. **Administrative Appeals:** Attorney Barnes reported on 3 complaints on appeal:
 - A. **Complaint No. 06-12-158** Asher Wrecker Service, Inc. Attorney

- Barnes reported current issue with the record and waiting on briefing.
- B. **Complaint No. 08-11-061 and 08-12-070:** Steve's Auto Center of Conway, Inc, Attorney Barnes reported an Order of Discovery was received for declaratory judgments. Appeals are still pending.
 - C. **Complaint No. 08-06-150** – Gene Zajac DBA Blue Hill Wrecker Service Attorney Barnes reported record has been filed waiting on a briefing date.

Old Business

- 1. **Arkansas State Police:** Ashcraft reported we continued work with Captain Mark Allen. New discussion has been focused on the education of road troopers on the towing laws.

New Business

- 1. **Election of Officers:** After some discussion, a motion by Jacobs, second (2nd) by Brown, the Board voted 8-0-1 to keep the same officers, with the exception of Noel Foster would be elected Treasurer.
- 2. **Resolution 2010-01:** Lauen reported this resolution for the payment of stipends and mileage for FY 2010 for all board members. With a motion by Phillips, second (2nd) by Brown, the Board voted 8-0-1 to adopt Resolution 2010-10.
(Note: A copy of Resolution is filed with these Minutes).

Other Business

- 1. **Homemade Wreckers:** Bokker opened discussion concerning regulations for homemade wreckers currently operating on public roadways without proper safety license and permits and quick hitches. After some discussion, the Board tabled this subject for further research, to be discussed at next board meeting.
- 2. **Next Meetings:** August 25, 2009, 2nd floor conference room, Tower Building, 323 Center, Little Rock, Arkansas.

Meeting adjourned 10:35 a.m.

Signed _____
Glenna Butler, Chairperson or
Wayne Edwards, Vice-Chairperson

Attest _____
Cynthia Lauen, Director

Approved _____ (Date)